

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
In re :

LEHMAN BROTHERS HOLDINGS, INC. *et al.*, :

Debtors. :

Chapter 11 Case No.

Case No. 08-13555 (JMP)

(Jointly Administered)

-----X  
Ref. Docket No. 1588, 1589

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NEW YORK )

HERB BAER, being duly sworn, deposes and says:

1. I am employed by Epiq Bankruptcy Solutions, LLC, located at 757 Third Avenue, New York, New York 10017. I am over the age of eighteen years and am not a party to the above-captioned action.

2. On November 18, 2008, I caused to be served the:

- a) "SUPPLEMENTAL AFFIDAVIT OF MARY ELIZABETH MCGARRY ON BEHALF OF SIMPSON, THACHER & BARTLETT LLP IN SUPPORT OF DEBTORS APPLICATION PURSUANT TO SECTIONS 327(e) AND 328(a) OF THE BANKRUPTCY CODE AND RULE 2014 OF THE FEDERAL RULES OF BANKRUPTCY PROCEDURE FOR AUTHORIZATION TO EMPLOY AND RETAIN SIMPSON, THACHER & BARTLETT LLP AS SPECIAL COUNSEL TO THE DEBTORS, NUNC PRO TUNC TO THE COMMENCEMENT.", dated November 18, 2008 [Docket No. 1588], and

- b) "NOTICE OF ADJOURNMENT", dated November 18, 2008 [Docket No. 1589]

by causing true and correct copies to be:

- a) delivered by email to those parties listed on the attached Exhibit "A",
- b) delivered by facsimile to those parties listed on the attached Exhibit "B", and
- c) enclosed securely in a postage-prepaid envelope and delivered by overnight mail to the Office of The United States Trustee, Attn: Andrew D. Velez-Rivera, Paul Schwartzberg, Brian Masumoto, Linda Rifkin, Tracy Hope Davis, 33 Whitehall Street, 21<sup>st</sup> Floor, New York, NY 10004.

3. All envelopes utilized in the service of the foregoing contained the following legend: "LEGAL DOCUMENTS ENCLOSED. PLEASE DIRECT TO ATTENTION OF ADDRESSEE, PRESIDENT OR LEGAL DEPARTMENT."

Sworn to before me this  
20<sup>th</sup> day of November, 2008

/s/ Regina Amporfro

Notary Public, State of New York

No. 01AM6064508

Qualified in Bronx County

Commission Expires September 24, 2009

/s/ Herb Baer

Herb Baer

**EXHIBIT “A”**

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